

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>LARRY PAUL ARNDT, JR.,</b>	:	
<b>Plaintiff,</b>	:	
	:	<b>CIVIL ACTION</b>
<b>v.</b>	:	
	:	<b>NO. 20-1981</b>
<b>KYLE RUSELL, et al.</b>	:	
<b>Defendants.</b>	:	
	:	<b><u>ORDER</u></b>

AND NOW, this 5th day of May, 2020, upon consideration of Larry Paul Arndt, Jr.'s Motion to Proceed *In Forma Pauperis* (ECF No. 1) and *pro se* Complaint (ECF No. 2), it is **ORDERED** that:

1. Leave to proceed *in forma pauperis* is **DENIED AT MOOT** pursuant to 28 U.S.C. § 1915.
  
2. Arndt's Complaint is **DISMISSED WITH PREJUDICE** pursuant to 28 U.S.C. § 1915A for the reasons stated in the Court's Memorandum. The dismissal is without prejudice to Arndt's filing a petition for writ of habeas corpus pursuant to 28 U.S.C. § 2254 when he has exhausted available state remedies.
  
3. The Clerk of Court shall **CLOSE** this case.

**BY THE COURT:**

/s/ John Milton Younge  
**Judge John Milton Younge**